

Administrative -

3 SEP 1973

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MEMORANDUM FOR: Associate General Counsel

SUBJECT : Proposed Legislation to Provide Policies  
and Procedures for the Procurement of  
Property and Services by Federal Agencies

1. We have reviewed the proposed legislation to determine the possible effects upon our Agency procurement system in the event a version of the attached bill should be adopted. There are specifics in the proposed bill and ASPR Committee draft version which we think should be clarified to determine their intent and probable implementation. Some of the questions we have in mind are listed below. Overall, each of these two similar proposed bills extends the authority and provides additional flexibility to procurement, particularly in small purchase procedures.

2. The following areas in the ASPR Committee version are among those which, from a procurement viewpoint, may need clarification:

a. Page 2: Section 3 concerning the applicability to Department of Defense "only when payable from appropriated funds." What if any affect on the Agency funding?

b. Page 4: Section 7 Formal Advertising. Will this be mandatory for the Agency and, if so, what affect will Agency security have upon the requirement for formal advertising?

c. Page 9: Section 15. Does this section on cargo container specifications require special consideration for Agency shipments?

d. Page 11: Section 19(a). Will the security of Agency classified contracts be preserved by this clause? 19(c): Under Agency contracts the "Appropriate Audit Representative of the Government" is substituted for the Comptroller General to prevent Agency classified contracts from being exposed. What affect will this provision have on the Agency's long held position?

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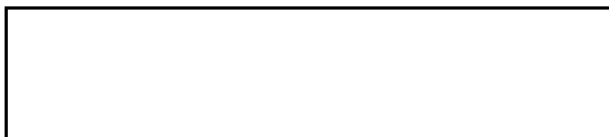
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Procedures for the Procurement of Property  
and Services by Federal Agencies

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e. Page 13: Section 20. What affect will this  
section have on Section 8 of the CIA Act of 1949, if any?

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STATINTL

Chief  
Procurement Management Staff, OL

Journal - Office of Legislative Counsel  
Tuesday - 4 December 1973

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25X1 13. [ ] Received a call late in the evening from [ ] Special Security Staff, who told me a letter will be going forward in the morning from Air Force soliciting Senator Stennis' support of Mr. Plummer's nomination and such assistance as he might be willing to give in countering Senator Proxmire. [ ] said the letter will contain sensitive information and asked who would be the proper individuals to receive delivery of the letter in the event the Senator is not personally available. I gave him the names of Ev Creswell, Mildred Ward, James Woolsey, and Ed Braswell for relay back to Air Force.

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25X1 14. [ ] The Director, accompanied by [ ] and [ ] of IC Staff, and John Maury and [ ] OLC, met with Chairman John McClellan and Senator Milton Young, Senate Appropriations Committee, to discuss certain aspects of the intelligence community budget. Dr. Hall and Mr. James Vance, of DOD, were also present. Secretary of the Navy John Warner and Messrs. [ ] gave the Senators a briefing on several Navy programs but did not remain for the discussion of the intelligence budget. See Memo for Record.

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25X1 15. [ ] Met with Jack Ticer, Senate Armed Services Committee staff, and gave him four copies of the Middle East Atlas. During lunch later, Ticer mentioned that another man (whom he didn't identify) is being seriously considered for Jim Woolsey's position and he expects a decision will be reached very shortly. In answer to my question, Ticer said he had no knowledge of any plans which Ed Braswell may have for retiring.

25X1 16. [ ] Talked briefly with Guy McConnell, Senate Appropriations Committee staff, about our discussions concerning the applicability of recent amendments to the Federal Property and Public Buildings Acts which would require the Agency to budget for annual payments to GSA for Standard Level Use Charges. McConnell said he didn't know much about the subject but thought that if this statute was supposed to have uniform applicability he could see no valid reason why the Agency should be excluded. He agreed, however, it was a proper matter for discussion between the Agency and OMB.

ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

Legislative Counsel

EXTENSION

NO.

DATE

21 August 1973

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TO: (Officer designation, room number, and building)

DATE

RECEIVED

FORWARDED

OFFICER'S INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

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Office of General Counsel

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Attached is a copy of the draft Administration proposal establishing uniform policies and procedures for U.S. Government procurement of services and supplies. Please review for comment.

I wanted to keep this informal with Capt. Hopkins; however, note that in his letter to my attention, he has requested our comments by 14 September. Note that this draft also repeals Sec. 3 of CIA Act. See page 23 bottom. We never received any preliminary draft on 4 May.

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Assistant Legislative Counsel

Attachment